LOUISIANA PUBLIC SERVICE COMMISSION MINUTES FROM OCTOBER 18, 2013 OPEN SESSION

MINUTES OF OCTOBER 18, 2013 OPEN SESSION OF THE LOUISIANA PUBLIC SERVICE COMMISSION HELD IN BATON ROUGE, LOUISIANA. PRESENT WERE CHAIRMAN ERIC SKRMETTA, VICE CHAIR CLYDE HOLLOWAY, COMMISSIONERS FOSTER CAMPBELL, LAMBERT BOISSIERE, SCOTT ANGELLE and EXECUTIVE SECRETARY EVE KAHAO GONZALEZ.

Open Session of October 18, 2013, convening at 9:18 A.M. and adjourning at 11:46 A.M., Natchez Room, 602 N. 5th Street, 1st Floor, Baton Rouge, Louisiana, with the above-named members of the Commission and Executive Secretary Eve Kahao Gonzalez.

Ex. 1	Announcements.
	The Public Utilities Section of the Louisiana State Bar Association will be hosting Continuing Legal Education Seminar on November 15, 2013 from 7:30am until 3:10pm at the Baton Rouge City Club, 355 North Blvd., Baton Rouge, LA.
Ex. 2	T-32875 - Louisiana Public Service Commission vs. A-1 Freeman North American, Inc. (Oklahoma City, Oklahoma). In re: Cancellation of Common Carrier Certificate Number 7567 for failure to obtain 2013 vehicle identification stamps and failure to file an Annual Report for 2012 and/or pay a late filing fee of \$500.00 and a citation fee of \$25.00 as required by General Orders of the Commission and/or La. R.S. 45:161 et seq.
	In re: Discussion and possible vote on ALJ recommendation.
	On motion of Commissioner Skrmetta, seconded by Commissioner Holloway, and unanimously adopted, the Commission voted to adopt ALJ Recommendation.
Ex. 3	T-32932 - Louisiana Public Service Commission vs. Bobby Bourque Trucking, LTD (Duson, Louisiana). In re: Alleged violation of Louisiana Revised Statutes Title 45:161 through 180.1 as amended, by operating beyond the scope of authority granted in LPSC 6995 on two (2) counts; allegedly occurring on or about February 14, 2013 through February 22, 2013.
	In re: Discussion and possible vote on Stipulated Agreement pursuant to Rule 57.
	On motion of Commissioner Skrmetta, seconded by Commissioner Angelle, and unanimously adopted, the Commission voted to assert its original and primary jurisdiction and take this matter up pursuant to Rule 57.
	On motion of Commissioner Angelle, seconded by Commissioner Holloway, and unanimously adopted, the Commission voted to approve the fine of \$2,000 per count with \$1,000 per count suspended, conditioned on the Carrier not committing any additional violations for one (1) year from the date of the agreement, along with a citation fee of \$25.00, for a total of \$2,025.00 to be paid to the Commission in two (2) payments.
Ex. 4	T-32933 - Louisiana Public Service Commission vs. Saltzman Trucking L.L.C. (Kaplan, Louisiana). In re: Alleged violation of Louisiana Revised Statutes Title 45:161 through 180.1 as amended, by operating Intrastate without LPSC authority on two (2) counts; allegedly occurring on or about February 4, 2013 through February 14, 2013.
	In re: Discussion and possible vote on Stipulated Agreement pursuant to Rule 57.
	On motion of Commissioner Skrmetta, seconded by Commissioner Holloway, and unanimously adopted, the Commission voted to assert its original and primary jurisdiction and take this matter up pursuant to Rule 57.
	On motion of Commissioner Holloway seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to approve the agreement between Staff and the Carrier of September 23, 2013, wherein the Carrier agreed to plead guilty and admit that it had violated Louisiana Revised Statutes Title 45:161 through 180.1, as amended, on two (2) counts. The Commission further authorized and approved the fine of \$2,000 per count with \$1,000 per count suspended, conditioned on the Carrier not committing any additional violations for one (1) year from the date of the agreement, along with a citation fee of \$25.00, for a total of \$2,025.00 to be paid to the Commission in two (2) payments.

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Ex. 5 T-32935 - Louisiana Public Service Commission vs. Crosstie Land & Cattle Company, Incorporated (Church Point, Louisiana). In re: Alleged violation of Louisiana Revised Statutes Title 45:161 through 180.1 as amended, by operating Intrastate without LPSC authority on two (2) counts; allegedly occurring on or about February 4, 2013 through February 14, 2013.

In re: Discussion and possible vote on Stipulated Agreement pursuant to Rule 57.

On motion of Commissioner Skrmetta, seconded by Commissioner Holloway, and unanimously adopted, the Commission voted to assert its original and primary jurisdiction and take this matter up pursuant to Rule 57.

On motion of Commissioner Skrmetta, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to approve the agreement between Staff and the Carrier of September 11, 2013, wherein the Carrier agreed to plead guilty and admit that it had violated Louisiana Revised Statutes Title 45:161 through 180.1, as amended, on two (2) counts The Commission further authorized and approved the fine of \$2,000 per count with \$1,000 per count suspended, conditioned on the Carrier not committing any additional violations for one (1) year from the date of the agreement, along with a citation fee of \$25.00, for a total of \$2,025.00 to be paid to the Commission.

Ex. 6T-32936 - Louisiana Public Service Commission vs. Ambassadors for Christ Trucking, LLC (Crowley, Louisiana). In re: Alleged violation of Louisiana Revised Statutes Title 45:161 through 180.1 as amended, by operating beyond the scope of authority granted in LPSC 7377 on three (3) counts; allegedly occurring on or about February 12, 2013.

In re: Discussion and possible vote on Stipulated Agreement pursuant to Rule 57.

On motion of Commissioner Skrmetta, seconded by Commissioner Holloway, and unanimously adopted, the Commission voted to assert its original and primary jurisdiction and take this matter up pursuant to Rule 57.

On motion of Commissioner Holloway, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted approve the agreement between Staff and the Carrier of September 25, 2013, wherein the Carrier agreed to plead guilty and admit that it had violated Louisiana Revised Statutes Title 45:161 through 180.1, as amended, on three (3) counts. The Commission further authorized and approved the fine of \$2,000 per count with \$1,000 per count suspended, conditioned on the Carrier not committing any additional violations for one (1) year from the date of the agreement, along with a citation fee of \$25.00, for a total of \$3,025.00 to be paid to the Commission in three (3) payments.

Ex. 7 T-32937 - Louisiana Public Service Commission vs. Kevin C. Wolf dba Wolf Vacuum Truck Service, Inc (Maurice, Louisiana). In re: Alleged violation of Louisiana Revised Statutes Title 45:161 through 180.1 as amended, by operating beyond the scope of authority granted in LPSC 6984 on one (1) count; allegedly occurring on or about February 11, 2013.

In re: Discussion and possible vote on Stipulated Agreement pursuant to Rule 57.

On motion of Commissioner Skrmetta, seconded by Commissioner Holloway, and unanimously adopted, the Commission voted to assert its original and primary jurisdiction and take this matter up pursuant to Rule 57.

On motion of Commissioner Holloway, seconded by Commissioner Boissiere, and unanimously adopted, the Commission voted to approve the agreement between Staff and the Carrier of September 23, 2013, wherein the Carrier agreed to plead guilty and admit that it had violated Louisiana Revised Statutes Title 45:161 through 180.1, as amended, on one (1) count. The Commission authorized and approved the fine of \$2,000 per count with \$1,000 per count suspended, conditioned on the Carrier not committing any additional violations for one (1) year from the date of the agreement, along with a citation fee of \$25.00, for a total of \$1,025.00 to be paid to the Commission.

Ex. 8 T-32921 - Louisiana Public Service Commission vs. Boots Smith Oilfield Services, LLC (Laurel, Mississippi). In re: Alleged violation of Louisiana Revised Statutes Title 45:161 through 180.1 as amended, by operating Intrastate without LPSC authority on seventy-eight (78) counts; allegedly occurring on or about June 4, 2013 through June 29, 2013.

In re: Discussion and possible vote on Stipulated Agreement pursuant to Rule 57.

On motion of Commissioner Skrmetta, seconded by Commissioner Holloway, and unanimously adopted, the Commission voted to assert its original and primary jurisdiction and take this matter up pursuant to Rule 57.

On motion of Commissioner Holloway, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to approve the agreement between Staff and the Carrier of September 5, 2013, wherein the Carrier agreed to plead guilty and admit that it had violated Louisiana Revised Statutes Title 45:161 through 180.1, as amended, on one hundred and twenty-one (121) counts. The Commission authorized and approved the fine of \$50,000 with \$15,000 suspended, conditioned on the Carrier not committing any additional violations for one (1) year from the date of the agreement, along with a citation fee of \$25.00, for a total of \$35,025.00 to be paid to the Commission.

T-32880 - Louisiana Public Service Commission vs. Bernstine Towing & Repair, LLC (Natchitoches, Louisiana). In re: Cancellation of Common Carrier Certificate Number 7211 for failure to obtain 2013 vehicle identification stamps and failure to file an Annual Report for 2012 and/or pay a late filing fee of \$500.00 and a citation fee of \$25.00 as required by General Orders of the Commission and/or La. R.S. 45:161 et seq.

In re: Discussion and possible vote on ALJ recommendation.

On motion of Commissioner Campbell, seconded by Commissioner Holloway, and unanimously adopted, the Commission voted to adopt ALJ Recommendation.

Ex. 10 S-32716 - NewPhone Wireless, LLC., ex parte. In re: Application to Amend its Designation as an Eligible Telecommunications Carrier in the State of Louisiana to include the rural areas of the State.

In re: Discussion and possible vote on Staff Recommendation.

On motion of Commissioner Campbell, seconded by Commissioner Angelle, and unanimously adopted, the Commission voted to adopt the Staff Recommendation and to expand NewPhone Wireless, L.L.C.'s designation as an Eligible Telecommunications Carrier to include the rural portions of the State of Louisiana for the limited purpose of qualifying for federal low income/Lifeline support, subject to the condition that, until such time as NewPhone Wireless's compliance plan is approved by the FCC, the Commission may revisit this expansion of authority: (1) if the FCC should clarify its directive in the *Lifeline Reform Order* concerning approval of a compliance plan by applicants for new ETC authority or; (2) if the FCC should issue new rules concerning expansion of existing ETC authority within a state.

Ex. 11S-32985 - Cameron Communications, LLC, Cameron Telephone Company, LLC, Elizabeth Telephone Company, LLC and LBH, LLC, ex parte. In re: Request for Approval and/or Non-Opposition to Issue Guarantees and Pledge Assets as Security in Connection with Debt Incurrence by Cameron Holdings of NC, Inc.

In re: Discussion and possible vote on Staff's Recommendation.

On motion of Commissioner Holloway, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to issue an Order expressing the Commission's approval and/or non-opposition to the proposed provision of guarantees and granting of security interests by Cameron Communications, L.L.C., Cameron Telephone Company, L.L.C., Elizabeth Telephone Company, L.L.C., LBH, L.L.C. in their respective assets (including Cameron Communications, L.L.C.'s ownership interests in Cameron Telephone Company, L.L.C., Elizabeth Telephone Company, L.L.C., and LBH, L.L.C.), all in connection with financing obtained by the Companies' indirect parent, Cameron Holdings of NC, Inc. and certain of its subsidiaries and affiliates, and that said Order be effective immediately.

Ex. 12	U-32429 - Atmos Energy Corporation, ex parte. In re: Petition requesting approval to combine the Purchase Gas Adjustment Mechanism and PGA rate schedules of its Trans Louisiana Gas and Louisiana Gas Service rate divisions.
	In re: Discussion and possible vote on Joint Stipulation.
	On motion of Commissioner Holloway, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to approve the Joint Stipulation and that accordingly the PGA filings and PGA rate schedules of Atmos Energy's Trans La and LGS rate divisions shall be combined and going forward, one PGA filing and rate schedule shall be filed monthly with the Commission under the name "Atmos Energy – Louisiana Division", and that as part of its review of Trans La's and LGS' annual rate stabilization clause filings, Staff will review operation and maintenance expenses to ensure that expected savings due to the combining of the PGA and rate schedule filings are reflected therein.
Ex. 13	U-32147 - AccessCom, Inc. v. BellSouth Telecommunications, LLC f/k/a BellSouth Telecommunications, Inc., ex parte. In re: Complaint and Petition for Relief and Emergency Motion for Injunctive Relief to Preserve the Status Quo.
	In re: Discussion and possible vote on ALJ recommendation.
	PULLED
Ex. 14	U-32609 - Colonial Oaks Sewer, ex parte. In re: Request for an Increase in Sewer Rates.
	In re: Discussion and possible vote to approve stipulated agreement.
	PASSED
Ex. 15	U-32812 - Entergy Louisiana, LLC, ex parte. In re: Prudence review, including project costs, of the Waterford 3 Steam Generator Replacement Project conducted in compliance with Orders No. U-30670 and U-31944-A.
	In re: Discussion and possible vote to hire engineering consultant.
	(Exhibit 9 on September 18, 2013 B & E Agenda)
	PASSED
Ex. 16	U-30981 - Entergy Gulf States Louisiana, L.L.C. and Entergy Louisiana, LLC, ex parte. In re: Joint Application of Entergy Gulf States Louisiana, L.L.C. and Entergy Louisiana, LLC for Recovery in Rates of Costs Related to Hurricanes Gustav and Ike.
	U-29203 - Entergy Gulf States Louisiana, L.L.C. and Entergy Louisiana, LLC, ex parte. In re: Joint Application of Entergy Gulf States, Inc. and Entergy Louisiana, Inc. for Interim and Permanent Recovery in Rates of Costs Related to Hurricanes Katrina and Rita.
	In re: Discussion and possible vote to approve the Louisiana Utilities Restoration Corporation's Annual Report for the fiscal year ending June 30, 2013.
	On motion of Commissioner Boissiere, seconded by Commissioner Skrmetta, and unanimously adopted, the Commission voted to accept the Louisiana Utilities Restoration Corporation's Annual Report for the fiscal year ending June 30, 2013, including the Annual Operating Budget and Financial Statements attached thereto.
	On motion of Commissioner Skrmetta, seconded by Commissioner Holloway, and unanimously adopted the Commission voted take an item out of order in connection with these dockets.
	Commissioner Skrmetta made a motion to require the utilities to put an expiration date for the hurricane bond funds as a line item on the bill. Commissioner Holloway seconded the motion. After discussion the matter was passed to the November agenda.

Ex. 17	U-32759 - Entergy Gulf States Louisiana, LLC., ex parte In re: Application for an Accounting Order and Declaratory Relief Relating to the Commission's General Order dated November 6, 1997 Governing the Treatment and Allocation of Fuel Costs.
	In re: Discussion and possible vote on Uncontested Stipulated Settlement.
Ex. 18	On motion of Commissioner Holloway, seconded by Commissioner Skrmetta, and unanimously adopted, the Commission voted to approve the uncontested stipulated settlement as filed into the record on October 1, 2013. U-32913 - Northeast Louisiana Power Cooperative, Inc., ex parte. In re: Notification pursuant to the LPSC's 2011 Net Metering Order (R-31417).
	U-32915 - Panola-Harrison Electric Cooperative, Inc., ex parte. In re: Notification pursuant to the LPSC's 2011 Net Metering Order (R-31417).
	U-32916 - Washington-St. Tammany Electric Cooperative, Inc. (WSTE), ex parte. In re: Notification pursuant to the LPSC's 2011 Net Metering Order (R-31417).
	In re: Discussion and possible vote to approve consultant budget.
	(Exhibit 10 on September 18, 2013 B & E Agenda)
	PASSED
Ex. 19	U-32769 - Louisiana Public Service Commission, ex parte. In re: Purchase Gas Adjustment Audit of CenterPoint Arkla.
	In re: Discussion and possible vote on Staff's Audit Report.
	PASSED
Ex. 20	U-32770 - Louisiana Public Service Commission, ex parte. In re: Purchase Gas Adjustment Audit of CenterPoint Entex.
	In re: Discussion and possible vote on Staff's Audit Report.
	In re: Discussion and possible vote on Staff's Audit Report. PASSED
Ex. 21	
Ex. 21	PASSED U-32675 - Entergy Louisiana, LLC and Entergy Gulf States Louisiana, LLC., ex parte In re: Joint implementation filing and request for associated approvals addressing certain implementation, integration, and other issues regarding EGSL and ELL joining the Midwest Transmission System Operator, Inc. Regional Transmission Organization, as determined by the LPSC in Order No. U-32148 to be in the public interest subject to certain contingencies and the
Ex. 21	PASSED U-32675 - Entergy Louisiana, LLC and Entergy Gulf States Louisiana, LLC., ex parte In re: Joint implementation filing and request for associated approvals addressing certain implementation, integration, and other issues regarding EGSL and ELL joining the Midwest Transmission System Operator, Inc. Regional Transmission Organization, as determined by the LPSC in Order No. U-32148 to be in the public interest subject to certain contingencies and the satisfaction of conditions.
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Ex. 21	U-32675 - Entergy Louisiana, LLC and Entergy Gulf States Louisiana, LLC., ex parte In re: Joint implementation filing and request for associated approvals addressing certain implementation, integration, and other issues regarding EGSL and ELL joining the Midwest Transmission System Operator, Inc. Regional Transmission Organization, as determined by the LPSC in Order No. U-32148 to be in the public interest subject to certain contingencies and the satisfaction of conditions. In re: Discussion and possible vote on Uncontested Stipulated Settlement. On motion of Commissioner Skrmetta, seconded by Commissioner Holloway, and unanimously adopted, the Commission voted to adopt the Uncontested Stipulated Settlement. With regard to Cleco's North Lake transmission assets, Chairman Skrmetta directed Staff to work with Entergy to make sure that an agreement is effectuated in a timely manner, without either Cleco or Entergy withdrawing from it, including providing for full and timely cost recovery, subject to Commission approval. The directive includes an expectation of being accomplished no later than the time Cleco's Phase II order comes before the Commission. Because of the urgency of this matter, the Commission intends to exercise its original jurisdiction to review this agreement, and directs the Secretary to take the necessary procedural steps to effect this process so that the agreement will be presented to the Commission at the
	U-32675 - Entergy Louisiana, LLC and Entergy Gulf States Louisiana, LLC., ex parte In re: Joint implementation filing and request for associated approvals addressing certain implementation, integration, and other issues regarding EGSL and ELL joining the Midwest Transmission System Operator, Inc. Regional Transmission Organization, as determined by the LPSC in Order No. U-32148 to be in the public interest subject to certain contingencies and the satisfaction of conditions. In re: Discussion and possible vote on Uncontested Stipulated Settlement. On motion of Commissioner Skrmetta, seconded by Commissioner Holloway, and unanimously adopted, the Commission voted to adopt the Uncontested Stipulated Settlement. With regard to Cleco's North Lake transmission assets, Chairman Skrmetta directed Staff to work with Entergy to make sure that an agreement is effectuated in a timely manner, without either Cleco or Entergy withdrawing from it, including providing for full and timely cost recovery, subject to Commission approval. The directive includes an expectation of being accomplished no later than the time Cleco's Phase II order comes before the Commission. Because of the urgency of this matter, the Commission intends to exercise its original jurisdiction to review this agreement, and directs the Secretary to take the necessary procedural steps to effect this process so that the agreement will be presented to the Commission at the November 2013 Business and Executive Meeting. U-32981 - Entergy Louisiana, LLC, ex parte. In re: Application of Entergy Louisiana, LLC for Approval of a 10-Year Contract with a Subsidiary of Montauk Energy for the Purchase of
	U-32675 - Entergy Louisiana, LLC and Entergy Gulf States Louisiana, LLC., ex parte In re: Joint implementation filing and request for associated approvals addressing certain implementation, integration, and other issues regarding EGSL and ELL joining the Midwest Transmission System Operator, Inc. Regional Transmission Organization, as determined by the LPSC in Order No. U-32148 to be in the public interest subject to certain contingencies and the satisfaction of conditions. In re: Discussion and possible vote on Uncontested Stipulated Settlement. On motion of Commissioner Skrmetta, seconded by Commissioner Holloway, and unanimously adopted, the Commission voted to adopt the Uncontested Stipulated Settlement. With regard to Cleco's North Lake transmission assets, Chairman Skrmetta directed Staff to work with Entergy to make sure that an agreement is effectuated in a timely manner, without either Cleco or Entergy withdrawing from it, including providing for full and timely cost recovery, subject to Commission approval. The directive includes an expectation of being accomplished no later than the time Cleco's Phase II order comes before the Commission. Because of the urgency of this matter, the Commission intends to exercise its original jurisdiction to review this agreement, and directs the Secretary to take the necessary procedural steps to effect this process so that the agreement will be presented to the Commission at the November 2013 Business and Executive Meeting. U-32981 - Entergy Louisiana, LLC, ex parte. In re: Application of Entergy Louisiana, LLC for Approval of a 10-Year Contract with a Subsidiary of Montauk Energy for the Purchase of Energy from the Cleveland, TX Landfill Gas-Fueled Facility and Request for Timely Treatment.

Ex. 23	R-26968 - Louisiana Public Service Commission, ex parte. In re: Review of the General Order dated March 12, 1999. (Pole Attachment Rates)
	In re: Discussion and possible vote to hire consultants.
	(Exhibit 12 on September 18, 2013 B & E Agenda)
	PASSED
Ex. 24	R-30021 - Louisiana Public Service Commission, ex parte. In re: Development and Implementation of Rule for Integrated Resource Planning for Electric Utilities.
	In re: Discussion and possible vote to hire J. Kennedy and Associates to assist Staff in the first IRP Cycle pursuant to the General Order dated April 18, 2012.
	PASSED
Ex. 25	R-32777 - Louisiana Public Service Commission, ex parte. In re: Rulemaking to establish rules and regulations specific to the regulation of prison telephone communications systems.
	In re: Discussion and possible vote to hire consultant.
	(Exhibit 13 on September 18, 2013 B & E Agenda)
	PULLED
Ex. 26	R-32763 - Louisiana Public Service Commission, ex parte. In re: Examination and possible modification of Louisiana Public Service Commission's "300 Foot Rule" for purpose of increasing possibilities and enhancing opportunities for customer choice of providers.
	In re: Discussion and possible vote to hire technical consultant.
	On motion of Commissioner Angelle, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to retain J. Kennedy and Associates, Inc. to assist Staff for a not to exceed budget of \$43,200 in fees, \$3,900 in expenses, for a not to exceed total budget of \$47,100.
Ex. 27	R-32757 - Louisiana Public Service Commission, ex parte. In re: Examination of methods for adjusting the calculation for the authorized rates of return on equity for jurisdictional utility companies according to each utility's respective compliance with standards for reliability of service and disaster preparedness and response.
	In re: Discussion and possible vote to hire technical consultant.
	Commissioner Skrmetta made a motion to hire United Professionals.
	On substitute motion of Commissioner Campbell, seconded by Commissioner Skrmetta, with Commissioner Holloway concurring and Commissioner Boissiere and Commissioner Angelle opposing, the Commission voted against hiring a technical consultant.
Ex. 28	R-31417 - LPSC, ex parte. In re: Re-examination of the Commission's Net Energy Metering Rules found in General Order No. R-27558, dated November 30, 2005 (the "Net Metering Order")
	In re: Discussion and possible vote to clarify procedures for rejection of applications pursuant to Section 5.02 of the net metering rules.
	(Exhibit 14 on September 18, 2013 B & E Agenda)
	PASSED

Ex. 29	Louisiana Public Service Commission, et al. v. Louisiana State Legislature, Docket No. 592,231, Section 26, 19th Judicial District Court, Parish of East Baton Rouge, State of Louisiana.
	In re: Possible executive session pursuant to La. R.S. 42:17 to discuss litigation strategy.
	PASSED
Ex. 30	1) Reports Prison Pay Phones Executive Counsel Brandon Frey provided a summary of FCC Order 13-113 and its potential impact on Commission jurisdiction.
	2) Resolutions 3) Discussions
	4) ERSC/OMS business On motion of Commissioner Holloway, seconded by Commissioner Boissiere, and unanimously adopted, the Commission voted to ratify the vote of Chairman Skrmetta at the MISO board meeting.
	5) Directives Energy Efficiency Directive from Commissioner Skrmetta I hereby direct Staff to include as an issue for discussion at the initial technical conference held during the Quick Start phase of the EE program, whether there are additional ratepayer protections that should be implemented to allow full Commission oversight and audit capability of any non-jurisdictional entity receiving funding as a result of the Commission's Energy Efficiency Rules. Staff should report back to the Commission as soon as possible after the initial technical conference, which is November 22, 2013.
	Commissioner Boissiere asked staff to work with the water companies in Louisiana to make sure that the public drinking water is safe for public consumption and to make sure that they are doing the proper testing and taking all necessary precaution against the Brain-Eating Amoeba, Naegleria Fowleri. Staff is to return with a course of action and plan to insure public safety.
	On motion of Commissioner Skrmetta, seconded by Commissioner Holloway, and unanimously adopted, the Commission voted to bring an item up out of order regarding litigation scheduling.
	On motion of Commissioner Skrmetta, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted that post hearing reply briefs be filed by November 8, 2013 prior to the November 13, 2013 B & E Meeting.
Ex. 31	S-32976 - North Franklin Water Works, Inc., ex parte. In re: Request for a Letter of Non Opposition for DWRLF Loan for North Franklin Water Works, Inc.
	In re: Discussion and possible vote on requested letter of non-opposition.
	On motion of Commissioner Campbell, seconded by Commissioner Boissiere, and unanimously adopted, the Commission voted to adopt Staff Recommendation.
Ex. 32	Electro-Magnetic Pulse (EMP) Directive by Commissioner Skrmetta
	I hereby direct Staff to open a docket and/or research the effects of electro-magnetic pulse (EMP) on utility infrastructure.
	At the request of Commissioner Skrmetta.

Ex. 33 Entergy Services, Inc., Docket No. ER13-432 before the Federal Energy Regulatory Commission Possible executive session to discuss litigation strategy.

In re: Possible executive session pursuant to La. R.S. 42:17 to discuss litigation strategy.

At the request of Commissioner Skrmetta.

On motion of Commissioner Skrmetta, seconded by Commissioner Holloway, and unanimously adopted, the Commission voted to enter executive session.

On motion of Commissioner Skrmetta, seconded by Commissioner Boissiere, and unanimously adopted, the Commission voted to exit executive session.

On motion of Commissioner Skrmetta, seconded by Commissioner Angelle, the Commissioners voted to adjourn.

MEETING ADJOURNED

The next Business and Executive Session will be held Wednesday November 13, 2013 at 9:00 a.m. in Baton Rouge, Louisiana.